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10 **IN THE UNITED STATES DISTRICT COURT**
11 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
12 **SACRAMENTO DIVISION**

13	UNITED STATES OF AMERICA,) Case No. CR S 10-0223-JAM
14	Plaintiff,)
15	vs.) PROTECTIVE ORDER CONCERNING
16	HODA SAMUEL, et al.) FORENSIC COMPUTER EVALUATION
17	Defendants.)

18
19 **[PROPOSED] ORDER**

20 **IT IS HEREBY ORDERED AS FOLLOWS:**

- 21 1. The Federal Bureau of Investigation made a duplicate copy of the hard
22 drive and any other storage media available for defense analysis.
- 23 2. The duplicate copies of the hard drive and storage media shall be made
24 available for defense counsel, Scott L. Tedmon, Esq. and paralegal Troy Ellerman, and
25 defendant's proposed expert, Robert Beegle, Delta Phase, Inc., to review at the High
26 Tech Task Force offices in Sacramento, California for the purpose of preparing for the
27 defense of the above-entitled action. The images on the hard drive and storage media
28 shall not be viewed by any other person.

1 3. A private room will be provided for the defense examination. No
2 Government agents will be inside the room during the examination;

3 4. The expert will be permitted to bring whatever equipment, books, or
4 records he believes may be necessary to conduct the examination;

5 5. Neither the defense expert nor defense attorneys nor the defense paralegal
6 shall remove the hard drive or other storage media from the confines of the law
7 enforcement office.

8 6. With the exception of materials that would be considered child
9 pornography under federal law (including visual depictions and data capable of
10 conversion into a visual depiction), the expert may download and remove files or
11 portions of files, provided the forensic integrity of the hard drive is not altered. The
12 expert will certify in writing (using the attached certification), that he has taken no
13 materials which would be considered child pornography, or data capable of being
14 converted into child pornography, (under federal law) and that he has not caused any
15 child pornography to be sent from the law enforcement premises by any means
16 including by any electronic transfer of files.

17 7. Except when a defense expert fails to provide this certification, no
18 Government agent, or any person connected with the Government, will examine or
19 acquire in any fashion any of the items used by the expert in order to conduct the
20 defense analysis. Should a defense expert fail to certify that the expert has not copied or
21 removed child pornography, or data capable of being converted into child pornography,
22 Government agents may then inspect or examine the materials in order to ensure that
23 prohibited child pornography has not been removed.

24 8. When the defense indicates that it is finished with its review of the copy of
25 the hard drives, the drive(s) or other storage devices shall be "wiped" clean.

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1 **9. Any disputes regarding the above or problems implementing this order**
2 **shall be brought to the attention of the court through representative counsel after first**
3 **consulting opposing counsel.**
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5 **IT IS SO ORDERED:**

6 Dated: March 28, 2012

7 /s/ John A. Mendez
8 U. S. District Court Judge
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UNITED STATES OF AMERICA,)	Case No. CR S 10-0223-JAM
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Plaintiff,)	
)	
vs.)	
)	
)	
YGNACIA BRADFORD,)	
)	
Defendants.)	
)	
)	

I, _____, certify under penalty of perjury that I have not copied or removed any images of child pornography or data capable of being converted into images of child pornography, or caused the same to be transferred electronically (or by any other means) to any other location, during the course of my review of the evidence in this case.

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